

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN 30 1989

Returned to applicant for correction _____

Corrected application filed JUN 26 1989 Map filed DEC 19 1989 under 53596

The applicant U.S. Fish and Wildlife Service
1002 N.E. Holladay Street of Portland
Street and No. or P.O. Box No. City or Town
Oregon 97232-4181 hereby make S. application for permission to change the
State and Zip Code No.

point of diversion, manner of use, and place of use.
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Certificate Record No. 8123 (Permit No. 25565).
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is an underground source.
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 2.5 c.f.s. but not exceed 1809.49 acre-feet per annum.
Second feet, acre feet. One second foot equals 448.3 gallons per minute.

3. The water to be used for wildlife purposes.
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation and domestic.
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10, T.17S., R.50E., M.D.B.&M.
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
The $\frac{1}{4}$ corner between Sections 10/15, same Township and Range, bears S. 84° 49'
58" E. at a distance of 241 feet.

6. The existing permitted point of diversion is located within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10, T.17S., R.50E., M.D.B.&M., or at a point from which the
S $\frac{1}{4}$ corner of said Section 10 bears S.81°29'40"E., If point of diversion is not changed, do not answer
a distance of 229.0 feet situated in Nye County, State of Nevada.

7. Proposed place of use Ash Meadows National Wildlife Refuge (See Attachment A for
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
legal description).

8. Existing place of use See attachment B.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) As much as practicable, re-establish
State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes, or drilled well, etc.
historical natural drainage patterns and wetlands.

12. Estimated cost of works \$70,000 for entire refuge system.

13. Estimated time required to construct works four years.

14. Estimated time required to complete the application of water to beneficial use.....five years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used on Ash Meadows National Wildlife Refuge for wildlife
purposes.

By s/Robert Oser
U.S. FISH AND WILDLIFE SERVICE
1002 N.E. HOLLADAY STREET
PORTLAND, OREGON 97232-4181

Compared... bc/bp am/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner and place of use of the waters of an underground source as heretofore granted under Permit 25565, Certificate 8123 is issued subject to the terms and conditions imposed in said Permit 25565, Certificate 8123 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 2.5cubic feet per second....., but not to exceed 1809.49 acre-
.....feet annually......

Work must be prosecuted with reasonable diligence and be completed on or before..... September 28, 1992

Proof of completion of work shall be filed before..... October 28, 1992

Application of water to beneficial use shall be made on or before..... September 28, 1995

Proof of the application of water to beneficial use shall be filed on or before..... October 28, 1995

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
Proof of beneficial use filed..... office, this 28th day of September,
Cultural map filed..... A.D. 19 90
Certificate No..... Issued.....

WITHDRAWN BY APPLICANT NOV 09 1992
R. Michael Turnipseed P.E.
STATE ENGINEER

Attachment A

ASH MEADOWS NATIONAL WILDLIFE REFUGE
 Nye County, Nevada
 Mount Diablo Meridian
 Lands within Approved Boundary

T. 17 S., R. 50 E.

Section 9 Lots 7 and 8, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$;
 10 S $\frac{1}{4}$;
 12 NE $\frac{1}{4}$ NE $\frac{1}{4}$;
 15 All;
 16 All;
 17 E $\frac{1}{4}$ E $\frac{1}{4}$;
 19 SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 20 E $\frac{1}{4}$, S $\frac{1}{4}$ SW $\frac{1}{4}$;
 21 All;
 22 All;
 23 Lots 3 and 4, W $\frac{1}{4}$ NW $\frac{1}{4}$;
 26 S $\frac{1}{4}$;
 27 All;
 28 All;
 29 All;
 30 E $\frac{1}{4}$ E $\frac{1}{4}$;
 32 E $\frac{1}{4}$, E $\frac{1}{4}$ W $\frac{1}{4}$;
 33 All;
 34 All;
 35 All;
 36 W $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$;

T. 17 S., R. 51 E.

Section 31 Lot 4, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 32 S $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$;

T. 18 S., R. 50 E.

Section 1 All;
 2 All;
 3 All;
 4 All;
 9 E $\frac{1}{4}$, NW $\frac{1}{4}$;
 10 All;
 11 All;
 12 All;
 13 All;
 14 All;
 15 All;
 16 E $\frac{1}{4}$ E $\frac{1}{4}$;
 23 All;
 24 All;
 25 N $\frac{1}{4}$;
 26 NE $\frac{1}{4}$;

T. 18 S., R. 51 E.

Section 5 All;
 6 All;
 7 All;
 8 All;
 17 W $\frac{1}{4}$ E $\frac{1}{4}$, W $\frac{1}{4}$;
 18 All;
 19 All;
 20 W $\frac{1}{4}$ E $\frac{1}{4}$, W $\frac{1}{4}$;
 29 W $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$;
 30 N $\frac{1}{4}$.